

## ORDINANCE NO. 3

### An ORDINANCE ESTABLISHING SEWER USER CHARGES

The Council of the City of Lowell, Arkansas finds that:

Section 14 of the City's Ordinance No. 128 provides that the council shall establish sewer user charges by ordinance.

The Council has established that an equitable criterion upon which to base sewer user fees for differing user classification is by the establishment of "equivalent residential units" (ERU'S), one ERU should be established as 2.5 people per household or 250 gallons per day of effluent flow.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LOWELL, as follows:

Section 1: CONNECTION FEES REQUIRED: Deposit fees:

Residential - Equivalent to six (6) months projected billing (estimated at this time at \$210.00).

Commercial / Industrial - Equivalent to six (6) months projected billing (estimated at this time at \$315.00).

Apartments, Duplexes, and Residential Rental – Equivalent to six (6) months projected billing per dwelling unit (estimated at this time at \$210.00 per dwelling unit).

Deposits will be refunded upon disconnect or two (2) years timely payments. City Inspection Fee - \$35.00.

Sewer Plumbing Permit Fee - \$34.00.

A waiver of sewer deposit fees for long established businesses and residents shall be granted upon consideration by the Wastewater Treatment Committee.

Section 2: ASSESSMENT: All Residential and Commercial property owners shall be responsible for paying the fees to the City of Lowell for each STEP or STEG Interceptor Tank kit installed on the property. Residential tank kits shall be 1500-gallon tank kits and installed by a certified installer. Commercial tank kit requirements shall be determined by the City engineer and installed by a certified installer. Charges for purchase and installation of the required kits for residential and commercial property owners will be billed to the owners at the same cost as is billed to the City of Lowell for the purchase and installation of the STEP or STEG Interceptor Tank kits.

Section 3: FEES: Based upon the above, which are adopted herein, the monthly sewer fee for each user shall be determined as:

RESIDENTIAL: Base of one ERU shall be **\$35.00**. (1000 gallons x \$4.66) minimum base rate \$35.00

COMMERCIAL / INDUSTRIAL: Base of one ERU shall be **\$52.50**. (1000 gallons x \$7.00) minimum base rate \$52.50.

APARTMENTS, DUPLEXES and RESIDENTIAL RENTAL: Base of one ERU shall be **\$35.00** per dwelling unit and shall be paid by owner or manager of property. (1000 gallons x \$4.66) minimum base rate \$35.00.

LATE FEE: A late fee of 10% will be assessed to the customer if payment is not received by the due date listed on the statement.

RETURNED CHECK FEE: A fee of \$15.00 per returned check will be charged to the customers account.

**DEPOSIT FEES:** Deposit fees (equivalent to six (6) months projected billing) for new buildings, commercial, industrial or residential shall be paid with the purchase of the step tank to the Lowell Sewer Department. Existing businesses and residents that require service shall pay the deposit fee at the time of connection to the collection line.

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Section 4: EMERGENCY CLAUSE. Therefore an emergency does hereby exist due to the request for sewer service from established businesses and residents and this ordinance shall be in full force and effect from and after the passage and approval.

PASSED and APPROVED by the City of Lowell Council on this \_\_\_\_ day of \_\_\_\_\_, 2005.

APPROVED: \_\_\_\_\_  
MAYOR

ATTEST: \_\_\_\_\_  
CLERK/RECORDER/TREASURER